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PATENT

ATTORNEY DOCKET NO.: 056179-5004-09

GROUP 3600  
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Applicant:

J. Sam CURETON et al.

Application No.: 09/044,426

Filed: March 19, 1998

For: SATELLITE BASED GLOBAL  
POSITIONING SYSTEM FOR FEEDLOT  
COMPUTER NETWORK AND METHOD )

Confirmation No.: 6893

Group Art Unit: 3629

Examiner: T. Dixon

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**PETITION TO ACCEPT AN UNINTENTIONALLY  
DELAYED CLAIM OF PRIORITY UNDER 35 U.S.C. § 120**

Sir:

This is a petition under 37 C.F.R. § 1.78(a)(3) to accept unintentionally delayed claim of priority under 35 U.S.C. § 120 for which a fee of \$1,300 is due. Authorization to charge Deposit Account 50-0310 therefor is hereby granted.

This Application was filed on March 19, 1998, and is still pending.

This Application should have claimed priority from U.S. non-provisional Application No. 08/705,620, now U.S. Patent No. 6,032,084.

In accordance with 37 C.F.R. § 1.78(a)(3)(ii), Applicants respectfully submit that the entire delay of this submission of the claim of priority under 35 U.S.C. § 120 after the due dates under 37 C.F.R. § 1.78(a)(2) was unintentional.

Submitted concurrently herewith is an amendment to the specification referencing the prior-filed application in accordance with 35 U.S.C. § 120.

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**EXCEPT** for issue fees payable under 37 C.F.R. 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §1.16 and §1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. §1.136(a)(3).

Respectfully submitted,

**MORGAN, LEWIS & BOCKIUS LLP**

Date: July 28, 2003

By: 

William G. Battista, Jr.  
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